

CR15-00707-PHX-SRB JURY TRIAL-DAY #19 3-17-16

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

---

United States of America,	)	
	)	
plaintiff.	)	<b>APPEAL</b>
	)	<b>CR15-00707-PHX-SRB</b>
vs.	)	Phoenix, Arizona
	)	March 17, 2016
<b>Abdul Malik Abdul Kareem,</b>	)	1:06 p.m.
	)	
Defendant.	)	
	)	
	)	

---

**BEFORE: THE HONORABLE SUSAN R. BOLTON, JUDGE**  
**REPORTER'S TRANSCRIPT OF PROCEEDINGS**  
**JURY TRIAL - DAY 19**  
**(Pages 2930 through 2937, Inclusive.)**

**APPEARANCES:**

**For the Government:**

U.S. ATTORNEY'S OFFICE  
By: **Kristen Brook, Esq.**  
      **Joseph Edward Koehler, Esq.**  
40 North Central Avenue, Suite 1200  
Phoenix, AZ 85004

**For the Defendant Abdul Malik Abdul Kareem:**

MAYNARD CRONIN ERICKSON CURRAN & REITER PLC  
By: **Daniel D. Maynard, Esq.**  
      **Mary Kathleen Plomin, Esq.**  
3200 North Central Avenue, Suite 1800  
Phoenix, AZ 85012

Official Court Reporter:

Elizabeth A. Lemke, RDR, CRR, CPE  
Sandra Day O'Connor U.S. Courthouse, Suite 312  
401 West Washington Street, SPC 34  
Phoenix, Arizona 85003-2150  
(602) 322-7247

Proceedings Reported by Stenographic Court Reporter  
Transcript Prepared by Computer-Aided Transcription

CR15-00707-PHX-SRB JURY TRIAL-DAY #19 3-17-16

INDEX

SUMMARY OF COURT PROCEEDINGS

PAGE:

JURY VERDICT

Page 2932

CR15-00707-PHX-SRB JURY TRIAL-DAY #19 3-17-16

P R O C E E D I N G S

(Called to the order of court at 1:06 p.m.)

(Open court, jury present.)

THE COURT: Good afternoon, ladies and gentlemen.  
Please sit down. The record will show the presence of the  
jury, counsel, and the defendant.

Juror No. 15, has the jury reached a verdict?

JUROR NO. 15: Yes, Your Honor.

THE COURT: Would you please hand the verdict forms  
to Sanessa.

The clerk will please read and record the verdicts,  
omitting the formal caption.

THE CLERK: We, the Jury, duly empaneled and sworn in  
the above-entitled action, upon our oaths, find the Defendant  
Abdul Malik Abdul Kareem guilty as charged in Count 1 of the  
Indictment of Conspiracy to Transport Firearms and Ammunition  
in Interstate Commerce with the Intent to Commit a Felony.

Signed by the Presiding Juror, dated March 17, 2016.

We, the Jury, duly empaneled and sworn in the  
above-entitled action, upon our oaths, find the Defendant  
Abdul Malik Abdul Kareem guilty as charged in Count 2 of the  
Indictment of Aiding and Abetting the Transportation of  
Firearms and Ammunition in Interstate Commerce with the Intent  
to Commit a Felony.

If you find the defendant guilty of Aiding and

CR15-00707-PHX-SRB JURY TRIAL-DAY #19 3-17-16

1 Abetting the Transportation of Firearms and Ammunition in  
2 Interstate Commerce with the Intent to Commit a Felony, we,  
3 the Jury, unanimously find that the defendant aided and  
4 abetted the transportation of firearms and ammunition.

5 Signed by the Presiding Juror, dated March 17, 2016.

6 We, the Jury, duly empaneled and sworn in the  
7 above-entitled action, upon our oaths, find the Defendant  
8 Abdul Malik Abdul Kareem guilty as charged in Count 3 of the  
9 Indictment of Making False Statements to the Federal Bureau of  
10 Investigations.

11 If you find the defendant guilty of making false  
12 statements to the Federal Bureau of Investigations, we, the  
13 Jury, unanimously find that the Defendant made the following  
14 false statements:

15 That defendant did not know in advance that Simpson  
16 and Soofi planned to conduct an attack in Garland, Texas.

17 That Defendant did not know about an event, that is,  
18 the Muhammad Art Exhibit and Contest that was to take place in  
19 Garland, Texas, on or about May 3, 2015, until after Simpson  
20 and Soofi were killed while attempting to conduct an attack on  
21 the contest.

22 Signed by the Presiding Juror, dated March 15, 2016.

23 We, the Jury, duly empaneled and sworn in the  
24 above-entitled action, upon our oaths, find the Defendant  
25 Abdul Malik Abdul Kareem guilty as charged in Count 4 of the

CR15-00707-PHX-SRB JURY TRIAL-DAY #19 3-17-16

1 Indictment of Felon in Possession of a Firearm.

2 Signed by the Presiding Juror, dated March 15, 2016.

3 We, the Jury, duly empaneled and sworn in the  
4 above-entitled action, upon our oaths, find the Defendant  
5 Abdul Malik Abdul Kareem guilty as charged in Count 5 of the  
6 Indictment of Conspiracy to Provide Material Support or  
7 Resources to a Designated Foreign Terrorist Organization.

8 Signed by the Presiding Juror, dated March 16, 2016.

9 Is this your true and correct verdict, so say you one  
10 and all?

11 **(Panel responds affirmatively)**

12 THE COURT: Do counsel wish to people the Jury.

13 MR. MAYNARD: Yes.

14 THE COURT: Ladies and gentlemen, the courtroom  
15 deputy will ask each of you a question.

16 Please answer the question "yes" or "no."

17 THE CLERK: Is this your true verdict and verdict of  
18 the jury? Juror No. 1?

19 JUROR NO. 1: Yes.

20 THE CLERK: Juror No. 4?

21 JUROR NO. 4: Yes.

22 THE CLERK: Juror No. 5?

23 JUROR NO. 5: Yes.

24 THE CLERK: Juror No. 6?

25 JUROR NO. 6: Yes.

CR15-00707-PHX-SRB JURY TRIAL-DAY #19 3-17-16

1 THE CLERK: Juror No. 7?

2 JUROR NO. 7: Yes.

3 THE CLERK: Juror No. 8?

4 JUROR NO. 8: Yes.

5 THE CLERK: Juror No. 9?

6 JUROR NO. 9: Yes.

7 THE CLERK: Juror No. 10?

8 JUROR NO. 10: Yes.

9 THE CLERK: Juror No. 11?

10 JUROR NO. 11: Yes.

11 THE CLERK: Juror No. 13?

12 JUROR NO. 13: Yes.

13 THE CLERK: Juror No. 14?

14 JUROR NO. 14: Yes.

15 THE CLERK: And Juror No. 15?

16 JUROR NO. 15: Yes.

17 THE COURT: Ladies and gentlemen, on behalf of all of  
18 the participants in this trial, I want to thank you for your  
19 service to the community.

20 The admonition is now lifted. You are free to  
21 discuss this case with anyone you wish; or not discuss the  
22 case, if that is what you wish.

23 If someone should approach you and ask you about the  
24 case and you do not want to talk to them, please tell them  
25 that and they will honor your request.

CR15-00707-PHX-SRB JURY TRIAL-DAY #19 3-17-16

1           The rules of this court do not permit the lawyers in  
2           the case to approach you to ask you anything about the case;  
3           but, of course, nothing prohibits you, if you wish, to speak  
4           to the lawyers or prohibit you to speak to anyone else if you  
5           wish to do so.

6           But remember, again, you have the right not to speak  
7           to anyone about the case if that is what you wish.

8           I'm going to ask after we recess that you leave your  
9           juror badges behind and your notebooks. We will make sure  
10          that all of your notes are shredded.

11          Sentencing in this case will be on June 27, 2016, at  
12          9:30 in the morning.

13          The Court requests that the Probation Department  
14          perform a presentence investigation and report.

15          Ladies and gentlemen, you are free to leave as soon  
16          as we recess. But if any of you wish to stay, I would like to  
17          come back into the jury room and personally thank all of you  
18          for your service as jurors in this case and to answer any  
19          questions that you might have that I am free to answer.

20          At this time court is in recess.

21          Again, ladies and gentlemen, thank you very much.

22          (Proceedings adjourned at 1:12 p.m.)

23                           \* \* \*

CR15-00707-PHX-SRB JURY TRIAL-DAY #19 3-17-16

## C E R T I F I C A T E

I, ELIZABETH A. LEMKE, do hereby certify that I am duly appointed and qualified to act as Official Court Reporter for the United States District Court for the District of Arizona.

I FURTHER CERTIFY that the foregoing pages constitute a full, true, and accurate transcript of all of that portion of the proceedings contained herein, had in the above-entitled cause on the date specified therein, and that said transcript was prepared under my direction and control.

DATED at Phoenix, Arizona, this 1st day of August, 2016.

s/Elizabeth A. Lemke  
ELIZABETH A. LEMKE, RDR, CRR, CPE